

**SENATE JOURNAL
66TH LEGISLATURE
EIGHTH LEGISLATIVE DAY**

Helena, Montana
January 16, 2019

Senate Chambers
State Capitol

Senate convened at 1:01 p.m. President Pro Tempore Blasdel presiding. Invocation by Senator Hinebaugh. Pledge of Allegiance to the Flag.

Roll Call. All members present. Quorum present.

BILLS AND JOURNALS (Keenan, Chair): 1/16/2019

Mr. President: We, your committee on Bills and Journals, having examined the daily journals for the first through the fifth legislative days, find the same to be correct.

Correctly printed: **SB 3, SB 36, SB 39, SB 62, SB 112, SB 113, SB 114, SB 115, SB 116, SB 117, SB 118, SB 119, SB 120, SB 121, SB 122, SB 123, SB 124, SB 125.**

REPORTS OF STANDING COMMITTEES

JUDICIARY (Regier, Chair): 1/16/2019

SB 26, introduced bill, be amended as follows:

1. Title, page 1, line 6.

Following: "WITNESSES;" on line 6

Insert: "PROVIDING THAT THE ATTORNEY GENERAL MAY REIMBURSE A COUNTY FOR WITNESS EXPENSES;"

2. Page 1, line 19.

Following: "county"

Insert: "except as provided in subsection (2)(c);"

3. Page 1, line 19.

Following: line 19

Insert: "(c) The attorney general may reimburse a county for fees and compensation of a witness up to the amount appropriated for witness expenses. If money appropriated for the expenses listed in subsection (2)(b) is insufficient to fully fund those expenses, the county is responsible for payment of the balance"

Renumber: subsequent subsections

And, as amended, do pass.

SB 52, do pass.

SB 88, do pass.

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Without objection, committee reports were adopted.

MESSAGES FROM THE GOVERNOR

January 10, 2019

The Honorable Scott Sales
President, Montana State Senate
Capitol Station
Helena, MT 59620

By Electronic Delivery

Dear President Sales:

In accordance with Montana Code Annotated 5-5-302, I submit to you and the Montana Senate my cabinet appointments for confirmation.

- Department of Environmental Quality, Director, Mr. Shaun McGrath, 1520 E. 6th Avenue, Helena, MT 59601, appointed December 1, 2018;
- Department of Labor and Industry, Commissioner, Mr. Galen Hollenbaugh, P.O. Box 1728, Helena, MT 59624, appointed October 25, 2017;
- Department of Revenue, Director, Mr. Gene Walborn, 125 N. Roberts, Helena, MT 59601, appointed July 1, 2018; and

I have included a packet of materials with each nomination for your consideration. Stacey Otterstrom, my Boards and Appointments Advisor, is available as these appointments move through the confirmation process. She can be reached at sotterstrom@mt.gov or by phone at (406) 444-4405.

Sincerely,

STEVE BULLOCK
Governor

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January 10, 2019

The Honorable Scott Sales
President, Montana State Senate
Capitol Station
Helena, Montana 59620

By Electronic Delivery

Dear President Sales:

In accordance with § 5-5-302, Montana Code Annotated, I submit to you and the Montana Senate for confirmation the following judicial appointments:

21st Judicial District

MCA 3-1-1010

- Judge Jennifer Lint, 2976 Mittower Road, Victor, MT 59875

12th Judicial District

MCA 3-1-1010

- Judge-Appoint Kaydee Snipes Ruiz, 1024 17th Street, Havre, MT 59501

I have included the appointees' application packets as received by the Judicial Nominations Commission. Stacey Otterstrom, my Boards and Appointments Advisor, is available as these appointments move through the confirmation process. She can be reached at (406) 444-4405 or by email at sotterstrom@mt.gov.

Sincerely,

STEVE BULLOCK
Governor

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January 10, 2019

The Honorable Scott Sales
President, Montana State Senate
Capitol Station
Helena, MT 59620

By Electronic Delivery

Dear President Sales:

In accordance with Montana Code Annotated 5-5-302, I submit to you and the Montana Senate the included list of board, council and commission appointments for confirmation.

I have included the appropriate statutes and appointees' resumes, biography or other qualification documentation for your consideration.

Stacey Otterstrom, my Boards and Appointments Advisor, is available as these appointments move through the confirmation process. She can be reached at (406) 444-4405 or by email at sotterstrom@mt.gov.

Sincerely,

STEVE BULLOCK
Governor

January 11, 2019

The Honorable Scott Sales
President, Montana State Senate
Capitol Station
Helena, MT 59620

By Electronic Delivery

Dear President Sales:

In accordance with Montana Code Annotated 5-5-302, I submit to you and the Montana Senate the included list of board, council and commission appointments for confirmation.

I have included the appropriate statutes and appointees' resumes, biography or other qualification documentation for your consideration.

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Stacey Otterstrom, my Boards and Appointments Advisor is available as these appointments move through the confirmation process. She can be reached at (406) 444-4405 or by email at sotterstrom@mt.gov.

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following Senate bills were introduced, read first time, and referred to committees:

SB 126, introduced by F. Thomas, referred to Business, Labor, and Economic Affairs.

SB 127, introduced by J. Cohenour, B. Bessette, M. Blasdel, C. Boland, Z. Brown, K. Dudik, J. Ellis, R. Farris-Olsen, F. Garner, T. Gauthier, B. Grubbs, J. Hamilton, T. Jacobson, J. Keane, E. Kerr-Carpenter, D. Loge, M. MacDonald, M. Phillips, J. Pomnichowski, D. Sands, C. Schreiner, R. Shaw, C. Smith, F. Smith, J. Welborn, J. Windy Boy, T. Winter, referred to Fish and Game.

SB 128, introduced by J. Cohenour, K. Abbott, C. Boland, M. Dunwell, R. Farris-Olsen, M. Funk, J. Keane, E. Kerr-Carpenter, M. Marler, J. Pomnichowski, M. Ryan, C. Schreiner, B. Smith, J. Windy Boy, referred to State Administration.

SB 129, introduced by J. Cohenour, referred to Natural Resources.

SB 130, introduced by D. Salomon, referred to Education and Cultural Resources.

The following Senate bills were introduced and read first time:

SB 131, introduced by R. Webb.

SB 132, introduced by K. Regier.

SB 133, introduced by B. Gillespie.

SB 134, introduced by D. Brown, S. Malek.

The following Senate joint resolution was introduced, read first time, and referred to committee:

SJ 3, introduced by F. Thomas, referred to Natural Resources.

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Thomas moved the Senate resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Senator Blasdel in the chair.

Mr. President: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

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SB 1 - Senator Malek moved **SB 1** do pass. Motion carried as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Mr President, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

Majority Leader Thomas moved the committee **rise and report**. Motion carried. Committee arose. Senate resumed. President Pro Tempore Blasdel presiding.

Majority Leader Thomas moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Mr President, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

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Total 0

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

SB 3 passed as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Mr President, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 36 passed as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Mr President, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

SB 62 passed as follows:

Yeas: Ankney, Barrett, Bennett, Blasdel, Bogner, Boland, Brown, Cohenour, Cuffe, Ellis, Ellsworth, Esp, Fielder, Fitzpatrick, Flowers, Gauthier, Gillespie, Gross, Hinebauch, Hoven, Howard, Jacobson, Kary, Keenan, Lang, MacDonald, Malek, McClafferty, McConnell, McNally, Mr President, Olszewski, Osmundson, Phillips, Pomnichowski, Regier, Richmond, Salomon, Sands, Sesso, Small, Smith C, Smith F, Tempel, Thomas, Vance, Vuckovich, Webb, Webber, Welborn.

Total 50

Nays: None.

Total 0

Paired: None.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Thomas moved the Senate adjourn until 1:00 p.m., Thursday, January 17, 2019, the ninth legislative day. Motion carried.

Senate adjourned at 1:17 p.m.

MARILYN MILLER
Secretary of the Senate

SCOTT SALES
President of the Senate